

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF  
PENNSYLVANIA

THOMAS POWER,

No.: 2:17-CV-00154-MRH

Plaintiff,

vs.

HEWLETT-PACKARD COMPANY,

Defendant.

**PLAINTIFF'S RESPONSE IN OPPOSITION TO DEFENDANT'S MOTION TO  
EXCLUDE TESTIMONY OF WILLIAM KITZES**

Plaintiff, Thomas Power, by and through his counsel, Friday & Cox, LLC, files the following Response in Opposition to Defendant's Motion to Exclude Testimony of William Kitzes:

1. Defendant's Motion to Exclude the Testimony of William Kitzes is denied in its entirety as Mr. Kitzes has employed a reasonable and reliable methodology in reaching his opinions in this case.

2. In further opposition to this Motion, Plaintiff hereby incorporates, as if fully set forth herein, his Memorandum of Law in Opposition to Defendant's Motion to Exclude Testimony of William Kitzes, which has been contemporaneously filed with this Court.

WHEREFORE plaintiff respectfully requests that this Honorable Court deny defendant's Motion to Exclude Testimony of William Kitzes in its entirety.

Respectfully submitted,

FRIDAY & COX LLC

/s/ Peter D. Friday  
Peter D. Friday, Esquire  
Pa I.D. # 48746

Joshua S. Licata, Esquire  
Pa I.D. # 318783

1405 McFarland Road  
Pittsburgh, PA 15216  
Phone: (412) 561-4290  
*Counsel for Plaintiff*

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on May 27, 2022 that a copy of the foregoing *Plaintiff's Response in Opposition to Defendant's Motion to Exclude Testimony of William Kitzes* was served upon the following via the Court's CM/ECF system:

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